Case 17-16536-mdc Doc 17 Filed 10/28/17 Entered 10/29/17 00:59:04 Desc Imaged

Certificate of Notice Page 1 of 3 States Bankruptčy Eastern District of Pennsylvania

Case No. 17-16536-mdc In re: James T. Darby, Sr. Chapter 13

Debtor

CERTIFICATE OF NOTICE

District/off: 0313-2 User: dlv Page 1 of 1 Date Rcvd: Oct 26, 2017 Form ID: 309I Total Noticed: 18

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 28, 2017. db +James T. Darby, Sr., 411 Folsom Avenue, Prospect Park, PA 19076-2414 +Consumer Portfolio Svc, Attn: Bankruptcy, 19500 Jamboree Rd, 13989110 Irvine, CA 92612-2411 Internal Revenue Service, Attn: Special Procedures, 6th and Arch Streets. 13989113 Philadelphia, PA 19106 8211 Town Center Drive, 13996714 +Mariner Finance, LLC, Nottingham, MD 21236-5904 Baltimore, MD 21236-5904 13989114 +Mariner Finance, Llc, 8211 Town Center Dr, +Midland Mortgage Co, 13989115 Attn: Customer Service/Bankruptcy, Po Box 26648, Oklahoma City, OK 73126-0648 Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. aty E-mail/Text: dmol60west@gmail.com Oct 27 2017 01:47:11 DAVID M. OFFEN, The Curtis Center,601 Walnut Street, Suite 160 West, Philadelphia, PA 19106 +E-mail/Text: bncnotice@ph13trustee.com Oct 27 2017 01:48:10 WILLIAM C. MILLER, Esq., tr Chapter 13 Trustee, 1234 Market Street, Suite 1813 E-mail/Text: bankruptcy@phila.gov Oct 27 2017 01:47:50 Suite 1813, Philadelphia, PA 19107-3704 City of Philadelphia, smg City of Philadelphia Law Dept., Tax Unit/Bankruptcy Dept, 1515 Arch Street 15th Floor,

Philadelphia, PA 19102-1595 smg E-mail/Text: RVSVCBICNOTICE1@state.pa.us Oct 27 2017 01:47:22 Bankruptcy Division, Pennsylvania Department of Revenue, P.O. Box 280946,

Harrisburg, PA 17128-0946 +E-mail/Text: usapae.bankruptcynotices@usdoj.gov Oct 27 2017 01:47:48 U.S. Attorney Office, smg

c/o Virginia Powel, Esq., Room 1250, 615 Chestnut Street, Philadelphia, PA 19106-4404 +E-mail/Text: ustpregion03.ph.ecf@usdoj.gov Oct 27 2017 01:47:40 United States Trustee, ust Office of the U.S. Trustee, 833 Chestnut Street, Suite 500, Philadelphia, PA 19107-4405 E-mail/Text: ebn@americollect.com Oct 27 2017 01:47:44 13989107 Americollect Inc, Po Box 1566,

1851 S Alverno Rd, Manitowoc, WI 54221 13989108 +EDI: CAPITALONE.COM Oct 27 2017 01:43:00 Capital One, Attn: Bankruptcy, Salt Lake City, UT 84130-0253

13989109 +E-mail/Text: RVSVCBICNOTICE1@state.pa.us Oct 27 2017 01:47:22 Commonwealth of Pa,

Bureau of Compliance, Dept. 280946, Harrisburg, PA 17128-0001

+E-mail/Text: REV_Bankruptcy_General@state.de.us Oct 27 2017 01:47:41 13989111 Delaware Division of Revenue, Bankruptcy Division, P.O. 830,

Wilmington, De. 19899-0830, Wilmington, DE 19899-0830 +EDI: IIC9.COM Oct 27 2017 01:43:00

13989112 I.c. System Inc., Po Box 64378, Saint Paul, MN 55164-0378

13989116 +E-mail/Text: bankruptcygroup@peco-energy.com Oct 27 2017 01:47:17 PECO, 2301 Market Street, Philadelphia, PA 19103-1380

***** BYPASSED RECIPIENTS *****

NONE.

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank, P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 28, 2017 Signature: <u>/s/Joseph Speetjens</u>

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 25, 2017 at the address(es) listed below:

DAVID M. OFFEN on behalf of Debtor James T. Darby, Sr. dmol60west@gmail.com,

davidoffenecf@gmail.com

MATTEO SAMUEL WEINER on behalf of Creditor MIDFIRST BANK bkgroup@kmllawgroup.com United States Trustee USTPRegion03.PH.ECF@usdoj.gov

ecfemails@ph13trustee.com, philaecf@gmail.com WILLIAM C. MILLER, Esq.

TOTAL: 4

TOTAL: 12

TOTAL: 0

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Information to	of the case:				
Debtor 1	James T. Darby Sr.	Social Security number or ITIN xxx-xx-1716			
	First Name Middle Name Last Name	EIN			
Debtor 2		Social Security number or ITIN			
(Spouse, if filing)	First Name Middle Name Last Name	EIN			
United States Bank	truptcy Court Eastern District of Pennsylvania Date case filed for chapter 13 9/25/17				
Case number: 17	7–16536–mdc				

Official Form 309I

Notice of Chapter 13 Bankruptcy Case

12/15

Debtor's Photo ID & Social Security Card Must Be Presented at 341 Hearing

For the debtors listed above, a case has been filed under chapter 13 of the Bankruptcy Code. An order for relief has been entered.

This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtors, the debtors' property, and certain codebtors. For example, while the stay is in effect, creditors cannot sue, garnish wages, assert a deficiency, repossess property, or otherwise try to collect from the debtors. Creditors cannot demand repayment from debtors by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although debtors can ask the court to extend or impose a stay.

Confirmation of a chapter 13 plan may result in a discharge. Creditors who assert that the debtors are not entitled to a discharge under 11 U.S.C. § 1328(f) must file a motion objecting to discharge in the bankruptcy clerk's office within the deadline specified in this notice. Creditors who want to have their debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office by the same deadline. (See line 13 below for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at www.pacer.gov).

The staff of the bankruptcy clerk's office cannot give legal advice.

To help creditors correctly identify debtors, debtors submit full Social Security or Individual Taxpayer Identification Numbers, which may appear on a version of this notice. However, the full numbers must not appear on any document filed with the court.

Do not file this notice with any proof of claim or other filing in the case. Do not include more than the last four digits of a Social Security or Individual Taxpayer Identification Number in any document, including attachments, that you file with the court.

	About Debtor 1:	About Debtor 2:
Debtor's full name	James T. Darby Sr.	
All other names used in the last 8 years		
Address	411 Folsom Avenue Prospect Park, PA 19076	
Debtor's attorney Name and address	DAVID M. OFFEN The Curtis Center 601 Walnut Street Suite 160 West Philadelphia, PA 19106	Contact phone (215) 625–9600 Email: <u>dmo160west@gmail.com</u>
Bankruptcy trustee Name and address	WILLIAM C. MILLER, Esq. Chapter 13 Trustee 1234 Market Street Suite 1813 Philadelphia, PA 19107	Contact phone 215–627–1377 Email: <u>ecfemails@ph13trustee.com</u>
Bankruptcy clerk's office Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at www.pacer.gov .	900 Market Street Suite 400 Philadelphia, PA 19107	Office Hours: Philadelphia Office — 8:30 A.M. to 5:00 P.M Reading Office — 8:00 A.M. to 4:30 P.M. Contact phone (215)408–2800
	All other names used in the last 8 years Address Debtor's attorney Name and address Bankruptcy trustee Name and address Bankruptcy clerk's office Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at	All other names used in the last 8 years Address Address Debtor's attorney Name and address Bankruptcy trustee Name and address Bankruptcy trustee Name and address WILLIAM C. MILLER, Esq. Chapter 13 Trustee 1234 Market Street Suite 1813 Philadelphia, PA 19107 Bankruptcy clerk's office Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at Pames T. Darby Sr. 411 Folsom Avenue Prospect Park, PA 19076 DAVID M. OFFEN The Curtis Center 601 Walnut Street Suite 160 West Philadelphia, PA 19107

For more information, see page 2

Debtor James T. Darby Sr. Case number 17–16536–mdc

7.	Meeting of creditors Debtors must attend the meeting to be questioned under oath. In a joint case, both spouses must attend. Creditors may attend, but are not required to do so.	November 29, 2017 at 10:00 AM The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.	Location: Suite 18–341, 1234 Market Street, Philadelphia, PA 19107	
8.	Deadlines The bankruptcy clerk's office must ecceive these documents and any equired filing fee by the following eadlines.	Deadline to file a complaint to challenge dischargeability of certain debts: You must file: a motion if you assert that the debtors are not entitled to receive a discharge under U.S.C. § 1328(f) or a complaint if you want to have a particular debt excepted from discharge under 11 U.S.C. § 523(a)(2) or (4).	Filing deadline: 1/28/18	
		Deadline for all creditors to file a proof of claim (except governmental units): Deadline for governmental units to file a proof claim:		
Deadlines for filing proof of claim: A proof of claim is a signed statement describing a creditor's claim. A proof www.uscourts.gov or any bankruptcy clerk's office. If you do not file a proof of claim by the deadline, you might not be paid on a proof of claim even if your claim is listed in the schedules that the debtor Secured creditors retain rights in their collateral regardless of whether they claim submits the creditor to the jurisdiction of the bankruptcy court, with continuous proof of claim may surrender in including the right to a jury trial.		not be paid on your claim. To be paid, you must file that the debtor filed. If whether they file a proof of claim. Filing a proof of y court, with consequences a lawyer can explain.		
		Deadline to object to exemptions: The law permits debtors to keep certain property as exempt. believe that the law does not authorize an exemption claimed may file an objection.	Filing deadline: 30 days after the conclusion of the meeting of creditors	
9.	Filing of plan	The debtor has filed a plan. This plan proposes payment to the trustee of 825.00 per month for 60 months. The hearing on confirmation will be held on: 1/11/18 at 9:30 AM, Location: Courtroom #2, 900 Market Street, Philadelphia, PA 19107		
10	. Creditors with a foreign address	If you are a creditor receiving a notice mailed to a foreign address, you may file a motion asking the court to extend the deadline in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.		
11	. Filing a chapter 13 bankruptcy case	Chapter 13 allows an individual with regular income and debts below a specified amount to adjust debts according to a plan. A plan is not effective unless the court confirms it. You may object to confirmation of the plan and appear at the confirmation hearing. A copy or summary of the plan, if not enclosed, will be sent to you later, and if the confirmation hearing is not indicated on this notice, you will be sent notice of the confirmation hearing. The debtor will remain in possession of the property and may continue to operate the business, if any, unless the court orders otherwise.		
12	. Exempt property	The law allows debtors to keep certain property as exempt. Fully exempt property will not be sold and distributed to creditors, even if the case is converted to chapter 7. Debtors must file a list of property claimed as exempt. You may inspect that list at the bankruptcy clerk's office or online at www.pacer.gov . If you believe that the law does not authorize an exemption that debtors claimed, you may file an objection by the deadline.		
13	. Discharge of debts	Confirmation of a chapter 13 plan may result in a discharge of debts, which may include all or part of a debt. However, unless the court orders otherwise, the debts will not be discharged until all payments under the plan are made. A discharge means that creditors may never try to collect the debt from the debtors personally except as provided in the plan. If you want to have a particular debt excepted from discharge under 11 U.S.C. § 523(a)(2) or (4), you must file a complaint and pay the filing fee in the bankruptcy clerk's office by the deadline. If you believe that the debtors are not entitled to a discharge of any of their debts under 11 U.S.C. § 1328(f), you must file a motion.		